

MINUTES OF THE CITY COUNCIL

CITY OF AUSTIN, TEXAS

Regular Meeting

May 2, 1946

11:00 A.M.

Council Chamber, City Hall

The meeting was called to order, with Mayor Miller presiding.

Roll Call:

Present: Councilman Bartholomew, Mayor Miller, and Councilman Wolf.
Absent: Councilman Alford.

Present also: Guiton Morgan, City Manager; J. E. Motheral, Director of Public Works; R. D. Thorpe, Chief of Police.

Mrs. Frank Moore appeared before the Council to protest the condition of Oakwood Cemetery and complain of the way Charles Alff kept the graves, roads, etc. Mayor Miller requested Mr. Morgan, City Manager, to make an investigation of this matter so that it could be corrected.

Pursuant to public notice given in the local newspaper, the proposal of the City Council to amend the Zoning Ordinance in the following particulars came up for public hearing:

- (1) To amend the USE designations of the following described property so as to change the same from "B" Residence District and Third Height and Area District to "C" Commercial and Third Height and Area District, to wit:

Lots 1, 2 and 3, Block 135, of the Original City of Austin, Travis County, Texas, being bound by Lavaca, West 12th, Colorado and the first alley south of West 12th Street.

There were no citizens present to protest this change, so the City Council instructed the City Attorney to prepare an ordinance covering the zoning change and present it to the Council.

Councilman Bartholomew submitted the following ordinance and moved its adoption:

AN ORDINANCE

AN ORDINANCE AMENDING THAT CERTAIN ORDINANCE PASSED BY THE CITY COUNCIL OF THE CITY OF AUSTIN, TEXAS, JULY 17, 1941, AND RECORDED IN ORDINANCE BOOK "L", PAGES 152-174, INCLUSIVE, OF THE ORDINANCE RECORDS OF THE CITY OF AUSTIN, WHICH ORDINANCE WAS AMENDATORY OF THAT CERTAIN ORDINANCE ESTABLISHING ZONING

REGULATIONS AND DISTRICTS IN ACCORDANCE WITH A COMPREHENSIVE PLAN PASSED BY THE CITY COUNCIL APRIL 23, 1931, AND RECORDED IN ORDINANCE BOOK "I", PAGES 301-318, BOTH INCLUSIVE, OF THE ORDINANCE RECORDS OF THE CITY OF AUSTIN, THE AMENDATORY ORDINANCE HEREBY ENACTED CHANGING THE USE DESIGNATION FROM "B" RESIDENCE DISTRICT AND THIRD HEIGHT AND AREA DISTRICT TO "C" COMMERCIAL DISTRICT AND THIRD HEIGHT AND AREA DISTRICT ON LOTS 1, 2 AND 3, BLOCK 135, OF THE ORIGINAL CITY OF AUSTIN, TRAVIS COUNTY, TEXAS; AND ORDERING A CHANGE IN THE USE MAPS, SO AS TO RECORD THE CHANGES HEREBY ORDERED; AND DECLARING AN EMERGENCY.

The ordinance was read the first time and Councilman Wolf moved that the rule be suspended and the ordinance be passed to its second reading. The motion carried by the following vote:

Ayes: Councilman Bartholomew, Mayor Miller, and Councilman Wolf
Noes: None
Absent: Councilman Alford

The ordinance was read the second time and Councilman Bartholomew moved that the rule be suspended and the ordinance be passed to its third reading. The motion carried by the following vote:

Ayes: Councilman Bartholomew, Mayor Miller, and Councilman Wolf
Noes: None
Absent: Councilman Alford

The ordinance was read the third time and Councilman Wolf moved that the ordinance be passed finally. The motion carried by the following vote:

Ayes: Councilman Bartholomew, Mayor Miller, and Councilman Wolf.
Noes: None
Absent: Councilman Alford

The Mayor then announced that the ordinance had been finally passed.

Pursuant to public notice given in the local newspaper, the proposal of the City Council to amend the Zoning Ordinance in the following particulars came up for public hearing:

(2) To amend the USE designation of the following described property so as to change the same from "A" Residence and First Height and Area District to "C" Commercial and First Height and Area District, to wit:

Lots 1, 2, 25 and 26, Block A, Timber Lake Addition being located on the west side of Hearn Street, between West 7th and Pruett Streets, Austin, Travis County, Texas.

There being no one present to protest this change, Councilman Wolf made a motion that the City Council grant the change as requested by the owners and recommended by the Zoning Board. The motion was seconded and passed by the following vote:

Ayes: Councilman Bartholomew, Mayor Miller, and Councilman Wolf
Noes: None
Absent: Councilman Alford.

The City Attorney was instructed to prepare an ordinance covering the

same and present same to the Council for adoption.

Mr. Will Johnson came before the Council and stated that he was for the bonds but did want to know if a sanitary sewer line was included in the program for the area on the Lake as far north as 1600 block of Scenic Drive. He stated that he would like to know this because if it were not the septic tanks in that area would have to be rebuilt. Mayor Miller said that no definite promise could be made about the time but that it would be done this year, if possible. Mr. Johnson also suggested that stop lights be placed on East 1st street, where he owned property, because the narrow street with such heavy traffic all the time, made it very dangerous and the citizens should have some protection there.

Mr. Skinny Pryor appeared before the Council and presented the Mayor with bathing trunks and beach towel to match, with the message that it was from the swimmers who use Zilker Springs practically all year round and stated that this was given in appreciation of the wonderful work that the Mayor had done to improve Zilker Springs and for the building of the new bath house. He also wanted to impress upon the Mayor the idea of the great good that a daily swim had done for these people and that it would do the same for him. The Mayor thanked him very graciously for the present as well as the thought.

Representatives of the Negro Chamber of Commerce, W.H. Bell and Henry E. Doyle, presented a petition asking for a number of projects for the negro section of town. The Mayor discussed some of the projects and told them these would be given them as soon as possible. The Mayor assured them again that he would discuss the whole bond program at length on Monday night, May 6, at the mass meeting to be held in the Dorie Miller Auditorium.

The Mayor announced the appointment of the following citizens to serve on his Emergency Housing committee:

Housing Authority	Mr. W. G. Clarkson
Building Industry	Mr. Bill Drake
	Mr. Herman Becker
Realtors	Mr. Fred Morse
Labor	J. R. Stubbs
Veterans' Organizations	Mr. Ed Knebel, M
	Mr. Stuart Long
Civic Groups & Business Groups	Mr. Fred Nagle,
	Mr. Neville Johnston
City Plan Commission	Mr. H. F. Kuehne
Contractors	Mr. Frank R. Rundell
	Mr. Rex. Kitchens
Veteran & Business Man	Mr. David T. Lamme, Jr.
Veteran 's Representative	Mr. Sterling P. Tadlock

Councilman Wolf offered the following ordinance and moved its adoption:

AN ORDINANCE

AN ORDINANCE AMENDING THAT CERTAIN ORDINANCE ENTITLED "AN ORDINANCE REGULATING TRAFFIC UPON THE PUBLIC STREETS OF THE CITY OF AUSTIN, PRESCRIBING PENALTIES FOR THE VIOLATION OF SAME, REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH, AND DECLARING AN EMERGENCY," WHICH ORDINANCE WAS PASSED BY THE CITY COUNCIL MAY 6, 1937, AND IS RECORDED IN BOOK "K", PAGES 159-179 OF THE ORDINANCE RECORDS OF THE CITY OF AUSTIN, BY ADDING

TO SECTION 23(a) CERTAIN LOCATION FOR LOADING ZONE; REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HEREWITH; AND DECLARING AN EMERGENCY.

The Ordinance was read the first time and Councilman Bartholomew moved that the rule be suspended and the ordinance passed to the second reading.

The motion carried by the following vote:

Ayes: Councilman Bartholomew, Mayor Miller, and Councilman Wolf
 Noes: None
 Absent: Councilman Alford

The Ordinance was read the second time and Councilman Wolf moved that the rule be suspended and the ordinance passed to the third reading. The motion carried by the following vote:

Ayes: Councilman Bartholomew, Mayor Miller, and Councilman Wolf
 Noes: None
 Absent: Councilman Alford

The ordinance was read the third time and Councilman Bartholomew moved the the ordinance be finally passed. The motion carried by the following vote:

Ayes: Councilman Bartholomew, Mayor Miller, and Councilman Wolf
 Noes: None
 Absent: Councilman Alford

The Mayor announced that the ordinance had been finally passed.

Councilman Wolf presented the following resolution and moved its adoption:

(RESOLUTION)

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT the sum of \$ 525.00 be and the same is hereby appropriated out of the General Fund, not otherwise appropriated, for the purpose of repairing and painting the Sunshine Camp Building in Zilker Park.

Which motion, carrying with it the adoption of the resolution, prevailed by the following vote:

Ayes: Councilman Bartholomew, Mayor Miller, and Councilman Wolf
 Noes: None
 Absent: Councilman Alford

Councilman Bartholomew presented the following resolution, and moved its adoption:

(RESOLUTION)

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT the City Council of the City of Austin hereby approves the construction and maintenance of a basement in the sidewalk area on the east side of Congress Avenue between East 5th and East 6th Streets adjoining property which is owned or leased by the Austin National Bank, the same being the north 26 feet of Lot 2 and all of Lot 3, in Block 56, of the Original City of Austin, Travis County, Texas, and hereby authorizes the Austin National Bank to construct and maintain a basement in the sidewalk area, subject to the same being

constructed in compliance with all the ordinances relating thereto and further subject to the foregoing attached recommendations; and the Building Inspector is hereby authorized to issue a building permit for the construction of this basement after full compliance with all the provisions of this resolution, and said permission shall be held to be granted and accepted subject to all necessary, reasonable and proper, present and future regulations and ordinances of the City of Austin, Texas, in the enforcement of the proper police, traffic, and fire regulations, and the right of revocation is retained, if, after hearing, it is found by the City Council that the said Austin National Bank has failed and refused and will continue to fail and refuse to perform any such conditions, regulations and ordinances.

Which motion, carrying with it the adoption of the resolution, prevailed by the following vote:

Ayes: Councilman Bartholomew, Mayor Miller, and Councilman Wolf
 Noes: None
 Absent: Councilman Alford

Councilman Bartholomew presented the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, R. H. Folmar is the Contractor for the alteration of a building located at 301 Brazos Street and desires a portion of the sidewalk and street space abutting Lot 1, Block 31, of the Original City of Austin, Travis County, Texas, during the alteration of the building, such space to be used in the work and for the storage of materials therefor; therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

1. THAT space for the uses hereinabove enumerated be granted to said R. H. Folmar, the boundary of which is described as follows:

Sidewalk and Street Working Space

Beginning at the southwest corner of the above described property; thence in a westerly direction and at right angles to the centerline of Brazos Street to a point 8 feet west of the east curb line; thence in a northerly direction and parallel with the centerline of Brazos Street approximately 75' to a point; thence in an easterly direction and at right angles to the centerline of Brazos Street to the west line of the above described property.

2. THAT the above privileges and allotment of space are granted to the said R. H. Folmar, hereinafter termed "Contractor", upon the following express terms and conditions;

(1) That the Contractor shall construct a 4-foot walkway within the outer boundaries of the above described working space, such walkway to be protected on each side by a guard rail at least 4 feet high and substantially braced and anchored, and without wood strips or obstructions of any kind along the pavement within the walkway, and at any time in the opinion of the City

officials it becomes necessary for any reason to install a board floor within the walkway, the Contractor shall upon notice from the Building Inspector immediately place such a wood floor and substantially support same to prevent sagging under load.

(2) That the Contractor is permitted to construct in his working space a substantial gate which shall be kept closed at all times when not in use, and at all times that such gate is open, the Contractor shall maintain a person at this gate to warn pedestrians and vehicles of approaching trucks. This gate is not to open out so as to impede vehicular or pedestrian traffic.

(3) That no vehicles in loading or unloading material at the working space shall park on any part of the street outside of the allotted working space.

(4) That "No Parking" signs shall be placed on the street side of the barricades.

(5) That the Contractor shall in no way obstruct any fire plugs or other public utilities in the construction of such barricades.

(6) That provisions shall be made for the normal flow of all storm waters in the gutter and the Contractor will be responsible for any damage done due to obstruction of any such storm water.

(7) That the Contractor shall place on the outside corners of any walkway, barricades or obstructions, red lights during all periods of darkness and provide lighting system for all tunnels.

(8) That the Contractor shall remove all fences, barricades, loose materials, and other obstructions on the sidewalk and street immediately after the necessity for their existence on said sidewalk or street has ceased, such time to be determined by the City Manager, and in any event all such sidewalk, barricades, materials, equipment and other obstructions shall be removed not later than June 1, 1946.

(9) That the City reserves the right to revoke at any time any and all the privileges herein granted or to require the erection or installation of additional barriers or safeguards if the conditions demand it.

(10) That the use and enjoyment of the spaces herein granted shall not be exclusive as against public needs, and the City, in making such grant reserves the right to enter and occupy any part of or all of said space any time with its public utilities, or for other necessary public purposes.

(11) That any public utility, or public or private property, disturbed or injured as a result of any of the activities necessary for the completion of the construction work for said building projects, whether done by the Contractor, City forces, or public utilities, shall be replaced or repaired at the contractor's expense.

(12) That the Contractor shall furnish the City of Austin a surety bond in the sum of Five Thousand Dollars (\$5,000.00), which shall protect, indemnify and hold harmless the City of Austin from any claims or damages to any person or property that may accrue to or be brought by any person or property that may accrue to or be brought by any person by reason of the exercise or abuse of the privileges granted the Contractor by the City of Austin and shall guarantee the

replacement of all sidewalks, pavement and all other public property and public utilities disturbed or removed during the construction work and shall further guarantee the construction of a walkway and other safeguards during the occupancy of the space.

Which motion, carrying with it the adoption of the resolution, prevailed by the following vote:

Ayes: Councilman Bartholomew, Mayor Miller, and Councilman Wolf
Nees: None
Absent: Councilman Alford

Councilman Wolf presented the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, Texas Public Service Company has presented to the City Council tentative maps or plans showing the proposed construction of its gas mains in the streets in the City of Austin hereafter named, and said maps or plans have been considered by the City Council, therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT Texas Public Service Company be and the same is hereby permitted to lay and construct its gas mains in and upon the following streets:

(1) A gas main in DEPEW AVENUE, from a point 218' north of East 45th Street southerly 190 feet, the centerline of which gas main shall be 9 feet west of and parallel to the east property line of said DEPEW AVENUE.

Said gas main described above shall have a cover of not less than 2 1/2 feet.

(2) A gas main in SHOALWOOD AVENUE, from a point 127' north of West 42nd Street, southerly 184 feet, the centerline of which gas main shall be 7.5 feet west of and parallel to the east property line of said SHOALWOOD AVENUE.

Said gas main described above shall have a cover of not less than 2 1/2 feet.

(3) A gas main in NORTH STREET, from Woodrow Avenue easterly 336 feet, the centerline of which gas main shall be 7.5 feet south of and parallel to the north property line of said NORTH STREET.

Said gas main described above shall have a cover of not less than 2 1/2 feet.

(4) A gas main in HARMON AVENUE, from East 48 1/2 Street, south to East 48th Street, the centerline of which gas main shall be 7.5 feet west of and parallel to the east property line of said HARMON AVE.

Said gas main described above shall have a cover of not less than 2 1/2 feet.

(5) A gas main in EAST 48th STREET, Harmon Avenue westerly 462 feet, the centerline of which gas main shall be 7.5 feet south

of and parallel to the north property line of said EAST 48th STREET.

Said gas main described above shall have a cover of not less than 2 1/2 feet.

(6) A gas main in MAYFIELD LANE, from Georgetown Road westerly 652 feet, the centerline of which gas main shall be 7.5 feet south of and parallel to the north property line of said MAYFIELD LANE.

Said gas main described above shall have a cover of not less than 2 1/2 feet.

(7) A gas main in DANIEL DRIVE, from Bouldin Avenue westerly 302 feet, the centerline of which gas main shall be 7.5 feet south of and parallel to the north property line of said DANIEL DRIVE.

Said gas main described above shall have a cover of not less than 2 1/2 feet.

The Texas Public Service Company is hereby put upon notice that the City of Austin does not guarantee that the space assigned above is clear from other underground utilities, but is based upon the best records we have at hand, and that the minimum depth stated does not have any reference to the fact that greater depths may not be required at special points. When the Texas Public Service Company requires definite information upon the ground as to the elevations or working points from which to base the location of their assignments they shall apply to the City Engineering Department not less than three (3) days before such information is required. The Texas Public Service Company is further put upon notice that they will be required to bear the expense of repairs or replacement of any underground utility damaged during the construction of lines named in this resolution.

AND THAT whenever pavement is cut in the vicinity of a fire plug water must be used at intervals during the course of backfilling of the ditches.

THAT the work and laying of said gas mains, including the excavation in the streets, and the restoration and maintenance of said streets after said mains have been laid shall be under the supervision and direction of the City Manager, and under all the pertinent terms and conditions of the certain franchises granted to said company by the City of Austin.

8 Which motion, carrying with it the adoption of the resolution, prevailed by the following vote:

Ayes: Councilman Bartholomew, Mayor Miller, and Councilman Wolf
Noes: None
Absent: Councilman Alford.

The request of Smith and Pollard, attorneys for Jack Lebo, for a change in the zoning of the property located at 24th and Longview streets, from "A" Residence to "B" so as to permit the building of a sorority at this location, was heard. The matter was referred to the Zoning Board for their consideration and recommendation to the Council.

Mayor Miller presented the following report of the Board of Adjustment

on the application for rezoning:

" Austin, Texas
April 25, 1946

Hon. Mayor and City Council
Austin, Texas

Gentlemen:

The Following is a copy of a resolution which was passed by the Board of Adjustment at a meeting on April 16, 1946:

RESOLUTION

1. WHEREAS, the City Council of the City of Austin, pursuant to the terms of Section 31 of the Zoning Ordinance of the City of Austin, has referred to the Zoning Board of Adjustment for its consideration a petition of various property owners requesting a change in the Use designation of the following property:

The half-block on the north side of 14th Street, from the east line of Colorado Street to the west line of Brazos Street,

from "B" Residence District and Third Height and Area District to "C" Commercial District and Third Height and Area District; and

2. WHEREAS, the Board held a hearing on this application on March 26, 1946, at which a number of the applicants appeared and plead for this change on the grounds that the property on the south side of 14th Street is now zoned for commercial uses and that this property should be treated the same as it is now better suited for commercial uses than residential uses and the fact that one side of the street being in a commercial district adversely affects their property with respect to the value of use; and

3. WHEREAS, at this hearing there also appeared representatives of the St. Martins Lutheran Church objecting to this change on the grounds that this property should properly be acquired by the State of Texas for finishing of the State Capitol as was proposed in the original City Plan and again recently recommended by the City Plan Commission and approved by the City Council in a report of the Commission to the Capitol Planning Commission appointed by the Legislature, and further that any more commercial development on 14th Street would create further traffic congestion and hazards in this area; and

4.1 WHEREAS, the original application included the half-block east of Brazos Street which is now a "B" Residence District but property owners in this block objected to the change and thereafter the application was amended to exclude this half-block, leaving the property above described as the property for which this change now applies; and

5. WHEREAS, at a meeting on April 16, 1946, the Board carefully considered this application, having individually viewed the property, and deemed that this property is better suited for commercial uses and that there is a general demand for this change; therefore

BE IT RESOLVED BY THE BOARD OF ADJUSTMENT:

THAT, it is hereby recommended to the City Council that the above property be zoned as a "C" Commercial District and Third Height and Area District.

Respectfully submitted,

BOARD OF ADJUSTMENT

By H. F. Kuehne,
Chairman "

A public hearing on a change in zoning of the property recommended in the foregoing report of the Board of Adjustment was called for May 9, 1946, at 11:00 P.M.

The following applications for Boat Licenses were submitted, duly approved by the City Manager:

Commercial:

J. Leslie Fox - 2605 Rosewood Avenue	15 4-passenger Army Row-boats
	1 4-passenger Home Made boat 3 1/3 H.P., 15' long
Ralph L. Richards - 1504 Scenic Dr.	7' Kartop Rowboat, Model 1946, 40passenger.
	10' Homade Rowboat or Out-Board, 1941 Model, 1 H.P.
William L. Gregory - 1504 Scenic Dr.	12-passenger Farley In-board, 27' long, 1936 95 H.P.

Private:

A. L. Russell, Jr. - 4520 Avenue C.	4-passenger Wolverine Out-board, 1946 Model, 11'7" long, 22 H.P.
Milton T. Webb - 3810 East Aven.	2-passenger Cradle Out-board 1928 Model, 11' long, 12 H.P.
Boyd L. Weide - 1107 Claire	4-passenger Thompson Out-board 1935 model, 16' long, 10 H.P.
William R. Eldridge - 1013 Gaston Ave.	6-passenger Dunhy Outboard 1946 model, 14' long, 22 H.P.
Jake Sandgarten - 1513 Hardouin Avenue	6-passenger Home-Built Outboard 1940 model, 17' long, 8 1/2 H.P.

William L. Gregory - 1504 Scenic Dr.	5-passenger Chrysler In-Board, 16' long, 95 H.P.
T. S. Clements - 601 West 24th St.	5-passenger Dumpyhill Out-board, 1946 model, 22 H.P.
J. D. Latta, -407 East 17th St.	3-passenger Outboard, 14' long, 3 H.P. "WaterWitch"
Jessie C. Ward - 2211 Red River	4-passenger Thompson Out-board, 14' long, 22 H.P. 1941 model.

Upon motion of Councilman Wolf, duly seconded, the applications were approved by the following vote:

Ayes: Councilman Bartholomew, Mayor Miller, and Councilman Wolf
 Noes: None
 Absent: Councilman Alford

The continued bad traffic records of Phillip Hairston Goettel, and Joseph Ramsey Johnston was brought before the Council. Phillip Hairston Goettel has a long list of traffic violations and Joseph Ramsey Johnston, on a probationary basis, was caught driving while drunk and also created disturbances in the transportation of passengers. The Council voted to uphold the recommendation of the Chief of Police, City Attorney, and City Manager, that the licenses of these men be revoked:

Ayes: Councilman Bartholomew, Mayor Miller, and Councilman Wolf
 Noes: None
 Absent: Councilman Alford

The following applications, duly approved by the City Manager, for Taxicab Operator's Licences, were submitted.

George Knox, (col.)	1021½ East 11th St.
	1941 4-door Ford Sedan, Motor # 18-6410399, License #BB5622
* Melvin Pannell, Jr.	301 East 7th Street
	1941 4-door Pontiac, Motor #C1373652, License # FX8358
Marion Harris	1204 San Bernard
	1941 Ford Sedan, Motor #186762614, License # HL4573.
Earnest Arthur Hobbs	908 South 1st Street
	Oldsmobile, Motor # 37-3611, 2-door sedan, License #FV3451
Allen Lee Jackson	217 West 8th St.
	1940 Ford, Motor # 5456854, License #FX 6824
Wallace H. Word	217 West 8th Street
	1940 4-door Chevrolet Sedan, Motor # 2914780, License #FV8593

*A license was granted to Melvin Pannell, Jr. on a probationary basis for 90 days, provided that he report at certain intervals to the Chief of Police. Upon motion of Councilman Bartholomew, duly seconded, the applications were granted by the following vote:

Ayes: Councilman Bartholomew, Mayor Miller, and Councilman Wolf
 Noes: None
 Absent: Councilman Alford

The following application for a transfer of Operator's license, duly approved by the City Manager, was submitted:

Harold M. Curb 300 Congress Avenue
 Transferring Permit No. 16, on a 1942 Chevrolet, 4-door Sedan,
 Motor #BA 238670, License #FV 3928, from Mr. Edgar P. Smith.

Upon motion of Councilman Bartholomew, duly seconded, the application was

granted by the following vote:

Ayes: Councilman Bartholomew, Mayor Miller, and Councilman Wolf
 Nees: None
 Absent: Councilman Alford

The following applications for Driver's Permits, duly approved by the City Manager, were submitted:

Almus Henry Hill	1104 Chicon Street
Robert F. Jennings	4203 Guadalupe
Leo Henry Martinets	20 Chicon St.
Elvin Franklin Moore	2003 Garden Street
Foy Jackson Phelan	1606 East 6th St.

Upon motion of Councilman Wolf, duly seconded, the applications were granted by the following vote:

Ayes: Councilman Bartholomew, Mayor Miller, and Councilman Wolf
 Nees: None
 Absent: Councilman Alford

Councilman Wolf offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, the delinquent taxes, on personal property, have been paid to the Tax Collector of the City of Austin by the following named parties for the years and in the amounts set opposite the sum of each of them, viz:

<u>Name</u>	<u>Years</u>	<u>Amount Collected</u>
A. G. Dinsmore	1944	\$ 2.19
Lucille's Beauty Shop	1939	26.58
Mendel Bostic	1944	3.98
L. C. Sellers	1931	8.31
William Tears	1940 thru 1944	261.60
Sam W. Wilborn	1943	8.30
George Zegub	1943	9.41
Morris C. Davis	1939 thru 1942, 1944	15.94
R. H. Burleson	1942	1.76
E. C. Allen	1943 & 1944	1.58
Sam Lichenstein	1944	15.28
W. M. Webb	1934 & 1933	9.06
Maurice F. Walden	1937, 1940, 1943	15.26
Frank Walling	1944	7.40
James E. Breedlove	1937 thru 1940	23.91
H. H. Cooksey	1942 & 1944	6.43

WHEREAS, all of said payments constitute a final settlement of personal taxes due for the years indicated; Now, therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT the Tax Assessor and Collector of the City of Austin be and he is hereby authorized to record full payment on all delinquent personal property taxes against said parties and their property for the years for which said tax was assessed.

Which motion, carrying with it the adoption of the resolution, prevailed by the following vote:

Ayes: Councilman Bartholomew, Mayor Miller, and Councilman Wolf
 Noes: None
 Absent: Councilman Alford

Councilman Bartholomew submitted the following resolution with the motion that it be adopted:

(RESOLUTION)

WHEREAS, taxes for the years listed below now appear to be charged against the hereinafter described property, and

WHEREAS, a tax certificate signed by the Tax Assessor and Collector of the City of Austin has been presented, said certificate showing the taxes for such years to have been fully paid on such property, according to the records existing at that time, and

WHEREAS, it appears that purchasers have acquired such property relying upon such tax certificate, Now, Therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT the taxes for the years 1933, 1934, and 1935 originally assessed against improvements now located on Lot 1, Block 1, Deep Eddy Heights in the City of Austin, which taxes are now charged against such lot, be and the same are hereby cancelled and the Tax Assessor and Collector is authorized and directed to strike the same from his rolls.

Which motion, carrying with it the adoption of the resolution, prevailed by the following vote:

Ayes: Councilman Bartholomew, Mayor Miller, and Councilman Wolf
 Noes: None
 Absent: Councilman Alford

Councilman Wolf presented the following resolution with the motion that it be adopted:

(RESOLUTION)

WHEREAS, taxes for the years listed below were assessed on the herein described property, and said taxes now appear to be unpaid, and

WHEREAS, a tax certificate signed by the Tax Assessor and Collector of the City of Austin has been presented, said certificate showing the taxes for such years to have been paid on such property, according to the records existing at that time, and

WHEREAS, it appears that purchasers have acquired such property relying upon such tax certificate, Now, Therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT the taxes assessed for the years 1936, 1937, 1939, and 1940, on the North Fifty (50) feet of the East twenty-seven (27) feet of Lot 2 and the North Fifty (50) feet of the West twenty-three (23) feet of Lot 3, Block 6, Outlot 38,

Division "B", O'Reilly Subdivision to the City of Austin, be and the same are hereby cancelled and the Tax Assessor and Collector is authorized and directed to strike the same from the Tax Rolls.

Which motion, carrying with it the adoption of the resolution, prevailed by the following vote:

Ayes: Councilman Bartholomew, Mayor Miller, and Councilman Wolf

Noes: None

Absent: Councilman Alford

Councilman Bartholomew presented the following resolution with the motion that it be adopted:

(RESOLUTION)

WHEREAS, taxes for the years listed below were assessed on the property herein described, and said taxes now appear to be unpaid, and

WHEREAS, a tax certificate signed by the Tax Assessor and Collector of the City of Austin has been presented, said certificate showing taxes for each of the below listed years to have been paid on the below lot, according to the records existing at that time, and

WHEREAS, it appears that purchasers have acquired such property relying upon such tax certificate, Now, Therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT taxes assessed for the years 1930, 1931, 1932, and 1933 on Lot 11, Block 4-B, Swisher Subdivision, in the City of Austin, be and the same are hereby cancelled and the Tax Assessor and Collector is authorized and directed to strike the same from the Tax Rolls.

Which motion, carrying with it the adoption of the resolution, prevailed by the following vote:

Ayes: Councilman Bartholomew, Mayor Miller, and Councilman Wolf

Noes: None

Absent: Councilman Alford

Mayor Miller presented the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, it is apparently feared by many citizens of Austin that passage of the proposed Bond Propositions on May 7, 1946, will necessarily result in a general increase by the City Council of property valuations in the City of Austin; and

WHEREAS, it is the sense of this Council that such general increase in property valuations by the City Council will be entirely unnecessary in order to finance the bonds and as a method of finance would not be at all feasible; Now, therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT this Council is opposed to any general increase in property valuations by action of the City Council as a means of more easily financing the payment

of any bonded debt authorized by the electorate at the special election May 7, 1946, and that no such increase in valuations is contemplated by this Council during the tenure of its present term of office expiring April 30, 1947.

Which motion, carrying with it the adoption of the resolution, prevailed by the following vote:

Ayes: Councilman Bartholomew, Mayor Miller, and Councilman Wolf

Noes: None

Absent: Councilman Alford

There being no further business, upon motion, made and seconded, the meeting recessed at 12:15 P.M.

APPROVED

Tom Miller
MAYOR

ATTEST:

Hallie M. Klem

City Clerk